

AMENDED

Serial No. 60212

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 13 1994
 Returned to applicant for correction OCT 04 1994
 Corrected application filed NOV 23 1994 Map filed DEC 13 1994 under 60211

The applicant CROSS TIMBERS LAND COMPANY, INC.

P.O. BOX 488

Street and No. or P.O. Box No.

of

ELY

City or Town

NEVADA 89301

State and Zip Code No.

hereby make application for permission to change the

POINT OF DIVERSION & PLACE OF USE OF A PORTION

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under #32981

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is UNDERGROUND

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1 CFS

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for IRRIGATION AND DOMESTIC

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for IRRIGATION AND DOMESTIC

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

IN THE NE 1/4 OF THE NW 1/4 OF SECTION 22,

5. The water is to be diverted at the following point

Describe as being within a 40-acre subdivision of public survey and by course and

T 17 N, R 63 E MDM OR AT A POINT FROM WHICH THE NORTHEAST CORNER OF SAID

distance to a section corner. If on unsurveyed land, it should be stated.

SECTION BEARS N 70° 46' 20" E A DISTANCE OF 3190.4 FEET.

THE SW 1/4 OF THE NE 1/4 OF SECTION

6. The existing permitted point of diversion is located within

If point of diversion is not changed, do not answer.

22, T 17 N, R 63 E, MDM, AT A POINT FROM WHICH THE NORTHEAST CORNER OF SAID

SECTION 22 BEARS N 58° 38' 00" E A DISTANCE OF 2997.60 FEET

7. Proposed place of use

S 1/2 OF THE SE 1/4 OF THE NE 1/4 OF THE NW 1/4 OF SECTION 22, T 17 N,

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

R 63 E, MDM. 5 ACRES

8. Existing place of use

E 1/2 SW 1/4; W 1/2 SE 1/4; W 1/2 NE 1/4; SE 1/4 NW 1/4; E 1/2 NE 1/4 NW 1/4; SE 1/4 SW 1/4 NW 1/4,

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

OF SECTION 22, T 17 N, R 63 E, MDM, 310 ACRES. FIVE ACRES DESCRIBED IN ITEM 7

manner of use of irrigation permit, describe acreage to be removed from irrigation.

WILL BE REMOVED FROM THIS PLACE OF USE. IT IS AT THIS TIME STRIPPED AND PLANTED.

9. Use will be from

JANUARY 1ST

DECEMBER 31ST

to

of each year.

Month and Day

Month and Day

10. Use was permitted from

JANUARY 1ST

DECEMBER 31ST

to

of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) 8 INCH CASED WELL 160' +/- DEEP WITH A

State manner in which water is to be diverted, i.e. diversion structure.

2 HP SUBMERSIBLE PUMP AND SPRINKLERS.

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works

\$6000

13. Estimated time required to construct works

COMPLETE

14. Estimated time required to complete the application of water to beneficial use.....ONE YEAR.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

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.....
.....

By.....s/Kenneth L. Haskew.....
P.O. BOX 56
GOLDFIELD, NV 89013
Compared.....pm/ j.v.....cl/bk
Protested.....

APPROVAL
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 32981 is issued subject to the terms and conditions imposed in said Permit 32981 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of Permits 60212 and 60213 reduces the duty under Permit 32981 to 900.0 acre-feet and the combined duty under 32980, 32981, 32985, 32986 and 60269 to 900.0 acre-feet annually.

This permit is issued subject to the Stipulation filed in the Seventh Judicial District Court of the State of Nevada in and for the County of White Pine and filed in the Office of the State Engineer, Case No. 11932, dated 28th day of May, 1983.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.0.....cubic feet per second....., but not to exceed 15.0 acre-feet annually and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before.....May 30, 1996
Proof of completion of work shall be filed before.....June 30, 1996
Application of water to beneficial use shall be made on or before.....May 30, 1997
Proof of the application of water to beneficial use shall be filed on or before.....June 30, 1997
Map in support of proof of beneficial use shall be filed on or before.....June 30, 1997

Completion of work filed.....JAN 24 1997.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this.....13th.....day of.....March.....
A.D. 19.....96.....
.....R. Michael Turnipseed P.E.
State Engineer

CANCELLED FEB 27 1998 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
.....R. Michael Turnipseed P.E.
STATE ENGINEER